

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

CASE NO: 5:09-MJ-01545

UNITED STATES OF AMERICA)
)
 v.))
))
 BENJAMIN D. CREED)) DISMISSAL
)) ORDER
))

The GOVERNMENT moves for dismissal without prejudice of the above-captioned case for the following reason: Prosecutorial Discretion - the U.S. Army has subjected the defendant to punishment under the Uniform Code of Military justice (10 U.S.C. § 815)

Offense: Driving While Intoxicated & Failure to Maintain Lane

Category: Class A misdemeanor

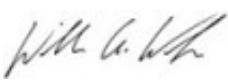
Offense Date: 5/2/2009

Submitted on: 10/21/2013

/s/ Yolanda McCray Jones
YOLANDA MCCRAY JONES
Special Assistant U.S. Attorney
XVIII Airborne Corps & Fort Bragg
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Leave for dismissal is granted and it is hereby ORDERED that the captioned case be dismissed without prejudice.

This 21st day of October, 2013.



United States Magistrate Judge